

SB 308 Makes Changes to Prevailing Wage Requirements

SB308, titled "An Act Revising Laws Related to Standard Prevailing Rate of Wages for Public Works Contracts" overwhelmingly passed the 2009 legislature and became effective July 1, 2009. This bill amended and added additional requirements for building construction, heavy and highway construction, and non-construction services. The most significant addition was the requirements that any public works contract which takes more than 30 months to fully perform include a requirement for 3% annual wage adjustment after every 12-month period. This is only effective for a public works contract which was established after July 1, 2009. The responsibility for any increase in the prevailing wage is the sole responsibility of the contractor and/or subcontractor and not that of the contracting agency.

Agencies should include in any solicitation which has a prevailing wage requirement, the revised language that follows.